

1
2
3
4
5
6
7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

9 BATTLE MOUNTAIN BAND of the TE-
10 MOAK TRIBE OF WESTERN
SHOSHONE INDIANS,

11 Plaintiff,

12 v.

13 U.S. BUREAU OF LAND MANAGEMENT,
14 and JILL SILVEY, in her official capacity as
Bureau of Land Management Elko District
Manager,

15 Defendant.

16 and

17 CARLIN RESOURCES, LLC,

18 Defendant-Intervenor
19 and Crossclaimant.

Case No.: 3:16-cv-0268 LRH-WGC

**DEFENDANTS' JOINT MOTION FOR
EXTENSION OF TIME
(THIRTEENTH REQUEST)**

AND ORDER THEREON

20 On May 9, 2022, counsel for Defendant-Intervenor/Cross-Claimant Carlin/Hecla (Hecla)
21 and Federal Defendants filed their Twelfth Joint Motion for Extension of Time extending deadlines
22 for summary judgment briefing in this case brought pursuant to the Administrative Procedure Act,
23 5 U.S.C. § 706 *et seq.* This Joint Motion for Extension of Time was granted by the Court on May
24 11, 2022 (ECF No. 157).

25 Under the Court's May 11, 2022 Order, Hecla's Opposition to Cross-Motion for Summary
26 Judgment and Reply in Support of Motion for Summary Judgement are due August 15, 2022; and

1 Federal Defendants' Reply in Support of Cross-Motion for Summary Judgment is due September
2 5, 2022.

3 The Federal Defendants and Hecla have been engaged in settlement discussions and
4 believe they may have a proposed settlement to submit for approval, subject to final client
5 approval. Federal Defendants and Hecla have been making efforts to see if all parties would
6 participate in a possible resolution. To allow the parties to continue their focus on the potential
7 settlement resolution, Hecla and Federal Defendants hereby jointly move to extend the deadlines
8 as indicated below. All such briefing will be limited to Hecla's cross claims given that the joint
9 status report and scheduling orders submitted have only involved Hecla and the Federal
10 Defendants.

11 The following deadlines would apply:

12 1. Hecla to file Opposition to Cross-Motion for Summary Judgment and Reply in Support
13 of Motion for Summary Judgment: December 15, 2022.
14 2. Federal Defendants to file Reply in Support of Cross-Motion for Summary Judgment:
15 January 5, 2023.

16 DATED this 8th day of August, 2022.

17
18 By: /s/ Laura K. Granier
19 Laura K. Granier (Nevada Bar No. 7357)
20 Erica K. Nannini (Nevada Bar No. 13922)
21 Holland & Hart LLP
22 5441 Kietzke Lane, Suite 200
23 Reno, NV 89511-2094
24 Tel: 775-327-3000
25 lkgranier@hollandhart.com
26 eknannini@hollandhart.com

27 *Attorneys for Carlin Resources, LLC*

28 TODD KIM
29 Assistant Attorney General

30 /s/ Peter K. Dykema
31 Peter Kryn Dykema (DC Bar 419349)
32 Natural Resources Section
33 4 Constitution Square
34 150 M Street, N.E.
35 Washington, D.C. 20002
36 Peter.dykema@usdoj.gov

Attorney for Federal Defendants

ORDER

IT IS SO ORDERED

DATED this 8th day of August, 2022.


LARRY R. HICKS
UNITED STATES DISTRICT JUDGE